

ORIDINANCE NO. 2008-06-01

**AN ORDINANCE TO AMEND ARTICLE 10 ENTITLED "MOTOR VEHICLES"
OF THE PARKS AND FACILITIES ORDINANCE OF THE CITY OF LEEDS.**

BE IT ORDAINED by the City Council of the City of Leeds at a regular meeting, duly assembled, a quorum being present, as follows:

Section 1. That Article 10 entitled "Motor Vehicles" is amended and supplemented to include a subsection "D" to read as follows:

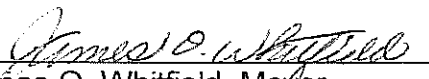
D. It is unlawful for any automobile, motorcycle, or other motor vehicle to park or drive upon the grass surrounding or within any City Park. Violators' cars will be towed at the owner's expense.

Section 2. That all ordinances or parts of ordinances heretofore adopted by the City Council of the City of Leeds, Alabama, which are inconsistent with the provisions of this Ordinance are hereby expressly repealed.

Section 3. That if any part, section or subdivision of this Ordinance shall be held unconstitutional or invalid for any reason, such holding shall not be construed to invalidate or impair the remainder of this Ordinance, which shall continue in full force and effect, notwithstanding such holding.

Section 4. That the provisions of this Ordinance shall become effective immediately upon its passage and approval by the Mayor and City Council of the City of Leeds.

ADOPTED this the 2nd day of June, 2008.


James O. Whitfield, Mayor

Date: June 2, 2008

ATTEST:


Kevin Fouts, Acting City Clerk

Article 1: Title

This chapter shall be known and may be cited and referred to as the "Parks and Facilities Ordinance of the City of Leeds."

Article 2: Purpose

It is the purpose of the City Council, in establishing rules and regulations governing the use of park and recreational areas in the City, to insure the general public and the inhabitants of this community in particular, full and equal rights to the use and enjoyment of said public facilities. To further this purpose and intent, the City has promulgated reasonable rules and regulations as may be necessary and appropriate to carry out the provisions of this chapter.

Article 3: Definitions

For the purposes of this chapter, the following definitions apply:

1. *Alcoholic Beverage* means any beverage as defined by § 3-1 of the City of Leeds Code of Ordinances, and includes beer, wine, whiskey, gin or similar beverage containing more than one-half of one percent of alcohol by volume.
2. *Mayor* means the elected head of the government of the city or his/her designee.
3. *Park or City Park* means the playground and all other land and easements owned or leased by the City of Leeds, which, by ordinance, resolution, encroachment, permit, regulation or agreement, are dedicated to or operated by the City for purposes of sports and public recreation. The term shall include the buildings, parking lots, streets and sidewalks within the territorial boundaries establishing the park.
4. *Pet* means any dog, cat, reptile, or other domestic or exotic animal legally permitted pursuant to applicable laws including the Leeds Municipal Code.
5. *Recreation Area* means the land and easements owned or leased by the City of Leeds which, by ordinance, resolution, regulation or agreement, is dedicated to or operated by the City for purposes of sports, special events, and public recreation.

Article 4: Hours of Operation

- A. It is unlawful to remain upon the grounds of any City Park, or any part thereof, except between the hours of 8 a.m. to 9 p.m., unless the sport fields are in use, in which case the park will close at 11 p.m. The jogging track may be used between the hours of 4 a.m. to 11 p.m. and the playground will be open from 8 a.m. until sundown. The Mayor is authorized to alter the park closing hours stated herein above when determined necessary to protect public health, safety, or welfare. Any change in park hours shall be posted at each affected park site. Any alteration in park hours shall be made on a content-neutral basis and shall be solely based on threats to the health, safety and welfare of park users.
- B. The Mayor shall promulgate hours of operation for the City owned facilities and fees and charges for the use of said facilities which shall be effective from the time they are approved by resolution of the City Council.

Article 10: Motor Vehicles

- A. It is unlawful for any automobile, motorcycle or other motor vehicle to be in any park, excepting at such place or places as are provided for and designated as places for the parking of automobiles, motorcycles or other motor vehicles.
- B. It is unlawful to clean, wash or polish, or to make other than emergency repairs upon, any automobile, motorcycle or self-driven vehicle within any City Park or at any recreation area.
- C. It is unlawful for any person to willfully obstruct vehicular or pedestrian traffic or circulation within or upon any of the sidewalks or streets of a City Park or recreation area.

Article 11: Model Airplanes, Other Vehicles and Dangerous Activities.

It is unlawful to operate any model airplane, model car, go-cart or similar self-propelled device, toy or model within any City Park or recreation area. Further, it is unlawful to engage in any inherently dangerous activity within any City park or recreation area. This provision shall not apply to handicapped scooters.

Article 12: Fires

It is unlawful to ignite and/or maintain a fire in any City Park except in picnic stoves provided by the City for that purpose or as part of a City authorized event pursuant to § 10-5 of the City of Leeds Code of Ordinances.

Article 13: Pets

No pets of any kind shall be permitted in any City Park or recreation area.

Article 14: Animals

No person shall trap, kill, wound, or maltreat any wild or domesticated bird or animal, and no person shall permit any pet to pursue, trap, kill, or wound, kill or catch any wild or domesticated bird or animal in any City Park or recreation area. Nothing herein shall prevent the acts of public officers, employees or agents from performing acts in furtherance of their public duties.

Article 15: Children and Use of the Playground

- A. It is unlawful to permit any child between the ages of three (3) to twelve (12) years to play in any City Park or recreation area unless such child is attended by an adult.
- B. Adults are prohibited from using playground equipment.

Article 16: Games and Sports.

It is unlawful to practice or play any team or organized sports within a City Park unless an area is clearly designated for such use.

Article 17: Entertainment

It is unlawful to set up, maintain or give any exhibition, show, performance, lecture, or concert without a permit.

Security deposit	\$ 50
<u>Pavilion</u>	
Up to 4 hours	\$ 80
Up to 8 hours	\$ 150
Up to 12 hours	\$ 200

- B. At the conclusion of the group's use, a staff member from the community services department will inspect the area to determine if it has been cleaned and to ensure that no damage has occurred. If the area is left in satisfactory condition, the deposit will be refunded. If the area has not been properly cleaned, the department will cause it to be cleaned, with the actual costs being deducted from the deposit. If the costs of cleaning exceed the amount of the deposit, the group or organization will be billed for the balance due with interest added if not paid within 30 days after the billing date.
- C. Groups who cancel a reservation will be charged a required fee(s) for handling. If the reservation is cancelled seven or more days in advance, the use fee and security deposit will be refunded. If the reservation is cancelled less than seven days in advance, only the security deposit will be refunded. Cancellations must be made during normal business hours (8:00 a.m. to 5:30 p.m.), Monday through Thursday, by calling 699-6131 or by coming to the City of Leeds Civic Center in person. Should inclement weather occur on the day of the reservation, the groups may receive a refund of the use fee and cleaning/damage deposit or reschedule their reservation.
- D. All groups will confine themselves to their assigned areas, unless they are involved with recreational activities. No picnic tables, benches, grills, stoves or other park equipment will be moved from any other area without express permission from the Community Services Department. Groups may change assigned picnic areas if it does not conflict with another reservation.
- E. Organizations and groups staging functions in the parks should acquaint themselves with the general park rules and regulations. Actions which are in violation of said rules and regulations may result in cancellation of the outing, forfeiture of deposits, arrest or fine.
- F. These group use rules and regulations apply to all City of Leeds' parks and recreation areas.

Article 24: Issuance of Park Permits

Upon application presented at least two (2) weeks in advance, the Mayor will issue a permit for activities regulated within this chapter. The permit process described in this chapter shall be governed by Article 24 of this ordinance. A permit shall not be issued if the Mayor finds that the event or activity will violate or cause any of the following conditions to occur:

1. Violate law;
2. Exceed the capacity of the City Park or recreation area for the safe conduct of the event;
3. Present a clear and present danger to the health, safety or welfare of the public or other park users;
4. Conflict with the terms or conditions of a valid prior issued permit;

City of Leeds

Park Reservation Agreement

Security deposit	\$50
<u>Pavilion</u>	
Up to 4 hours	\$ 80
Up to 8 hours	\$ 150
Up to 12 hours	\$ 200

1. Only individuals twenty-one (21) years of age or older may rent any City Park or recreation area, sign the reservation contract and leave the \$50.00 security deposit. *The Mayor may waive the fee on a case by case basis upon determining financial hardship.* Payment of the reservation fee confirms reservation. Failure to make a prompt payment will result in cancellation. The renter whose name is on the Reservation Contract must remain in attendance for the entire function.
2. Cancellation Policy states that if the reservation is cancelled seven or more days in advance, the use fee and security deposit will be refunded. If the reservation is cancelled less than seven days in advance, only the security deposit will be refunded. Cancellations must be made during normal business hours (8:00 a.m. to 5:30 p.m.), Monday through Thursday, by calling 699-6131 or by coming to the community services department.
3. Should inclement weather occur on the day of the reservation, the groups may receive a refund of the use fee and cleaning/damage deposit or reschedule their reservation.
4. The City Park and recreation areas are to be used for civic and social functions only. Only one reservation is allowed at a time.
5. No pets of any kind are permitted on the playground.
6. All events involving teenagers (13-19 years old) shall have adult supervision onsite with an adult to teenager ratio of 1 adult per 5 teenagers in attendance.
7. If the event being held at the park is strenuous in nature (e.g. football, track) the Mayor may require a Leeds Paramedic to attend at the expense of the renter.
8. Alcoholic beverages, drugs nor smoking are not permitted in any City Park or recreation area.
9. The renting organization shall be responsible for set-up and clean up. No furniture or equipment may be moved or taken out of its designated area and must remain in the same location. All garbage must be bagged and taken to trash receptacles (bring trash bags).
10. No decorations, banners, streamers, etc. are allowed on walls, fences, or support structures using staples or nails. Tape, wire and silly putty are

This form must be completed, executed and returned via hand delivery, regular mail, email or facsimile with deposit to: Write all checks to "City of Leeds"

I ACCEPT RESPONSIBILITY OF PARK RULES AND GUIDELINES:

(All renters must be either a City of Leeds resident or St. Clair, Jefferson or Shelby County resident)

Please print or type

Rental period and specific time _____

Name (responsible adult and renter) _____

Address (City, State, Zip code) _____

Home phone number _____

Cell phone number _____

Fax number _____

Email address _____

Event description _____

(Examples= Birthday Party for 11 year old, Boy Scout Troop 100 cook-out and assembly) _____

Driver's License Number _____

Your signature below indicates agreement with the City of Leeds' City Park and recreation area reservation guidelines as well as responsibility for all damages caused during your rental. Abuse of rules will result in disqualification of future use of facilities and a fine.

Please keep a copy of this agreement for your records and familiarize yourself with the "Park and Facilities Ordinance," which may be found at the City of Leeds Civic Center or Leeds City Hall.

Signature: _____ Date: _____
(Signature of individual named above)